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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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5 Attorneys for Defendants PEERLESS INSURANCE COMPANY, LIBERTY MUTUAL
FIRE INSURANCE COMPANY and GOLDEN EAGLE INSURANCE
CORPORATION
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9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA
11

12 SHAW MORTGAGE
13 CORPORATION dba
PATIOSOURCE & THE NATURAL
TOUCH, a California Corporation

14 Plaintiffs,

15 v.

16 PEERLESS INSURANCE
17 COMPANY, a New Hampshire
Company; GOLDEN EAGLE
18 INSURANCE CORPORATION, a
California Corporation; LIBERTY
19 MUTUAL INSURANCE COMPANY,
a Massachusetts Company; and DOES
1 - 20, inclusive,

20 Defendants.
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CASE NO.:

SDSC Case No. 37-2007-00084451-CU-BC-CTL

**CERTIFICATE OF INTERESTED
PARTIES**

Date Complaint Filed: 12/21/2007

22 TO THE COURT AND TO THE PLAINTIFF AND HER ATTORNEYS OF
23 RECORD HEREIN:

24 PLEASE TAKE NOTICE that the undersigned, legal counsel of record for
25 Defendant Peerless Insurance Company ("PEERLESS"), certifies that the following
26 listed parties have a direct, pecuniary interest in the outcome of this case. These
27 representations are made to enable the court to evaluate possible disqualification or
28 recusal:

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1 1. PEERLESS was, at the time the FAC was filed, as still is, incorporated
 2 under the laws of the State of New Hampshire. PEERLESS' principal place of business
 3 is located in Keene, New Hampshire.

4 2. PEERLESS is informed and believes and thereon alleges that Golden Eagle
 5 Insurance Corporation ("GOLDEN EAGLE") was, at the time the complaint was filed, as
 6 still is, a citizen of the State of California for diversity purposes. GOLDEN EAGLE was
 7 incorporated in the State of California and its principal place of business is in San Diego,
 8 California. However, GOLDEN EAGLE was not a contracting party to the relevant
 9 insurance policy and thus, cannot be sued by the Plaintiff. Thus, PEERLESS has filed
 10 contemporaneously with this Petition for Removal, a Motion to Drop GOLDEN EAGLE
 11 from this action, pursuant to F.R.C.P. Rule 21. Therefore, for purposes of determining
 12 diversity of citizenship, GOLDEN EAGLE's presence in this action should be
 13 disregarded.

14 3. PEERLESS is informed and believes and thereon alleges Defendant Liberty
 15 Mutual Insurance Company ("LMIC") was, at the time the FAC was filed, as still is,
 16 incorporated under the laws of the New Hampshire. LMIC's principal place of business
 17 is located in Keene, New Hampshire. Furthermore, while LMIC is diverse to the
 18 Plaintiff, it is not a proper defendant as it did not issue the insurance policy at issue. Thus,
 19 LMIC will file a Motion to Dismiss. Furthermore, LMIC has filed a joinder in this
 20 Petition for Removal.

21 DATED: April 17, 2008

BERGER KAHN
A Law Corporation

23 By:

DALE A. AMATO
Attorneys for PEERLESS
INSURANCE COMPANY, LIBERTY
MUTUAL FIRE INSURANCE
COMPANY and GOLDEN EAGLE
INSURANCE CORPORATION